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Claims 1-19 are allowed.

### **REASONS FOR ALLOWANCE/EXAMINER'S COMMENTS**

#### **Reasons for Allowance**

The following is an examiner's statement of reasons for allowance: none of the prior art either alone or in combination disclose or teach of the claimed combination of limitations to warrant a rejection under 35 USC 102 or 103. Specifically, in reference to claim 1 (and its dependents), none of the prior art either alone or in combination disclose or teach of the claimed display element specifically including, as the distinguishing features in combination with the other limitations the claimed "conductive porous layers comprising a plurality of connected conductive particles insulated from the conductive liquid by a dielectric and lyophobic covering".

#### **Examiner's Comments**

The information disclosure statement (IDS) submitted on 7/14/2008 is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

The drawings received 7/14/2008 have been approved by the examiner.

Sheridon (5956005) and Richley et al. (6700556) are being cited herein to show a reference(s) that discloses some similar features to that of the claimed invention.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should

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preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JAMES C. JONES whose telephone number is (571)270-1278. The examiner can normally be reached on Monday thru Friday, 8 a.m. to 5 p.m. est. time.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky Mack can be reached on (571) 272-2333. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/James C. Jones/  
Examiner, Art Unit 2873  
6/11/2008

/Jordan M. Schwartz/  
Primary Examiner, Art Unit 2873

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